

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

- 07 - 632 -

ANDREW DAVIS, SR.,	:	
	:	
Plaintiff,	:	
	:	C. A. No. 07C-05-356 JRJ
v.	:	
	:	
CONSOLIDATED SCHOOL DISTRICT OF	:	
RED CLAY PERSONNEL: DEBORAH	:	
HOOPER, DIANE DUNMON, LINDA	:	
THOMAS, OF SHORTLIDGE ACADEMY	:	
	:	
Defendants.	:	

**NOTICE OF REMOVAL**

Defendants, Deborah Hooper, Diane Dunmon and Linda Thomas (referred to in the Complaint as "Consolidated School District of Red Clay Personnel: Deborah Hooper, Diane Dunmon, and Linda Thomas") (hereinafter "Red Clay Defendants") file this Notice of Removal pursuant to 28 U.S.C. § 1441(b), and in support thereof, state as follows:

1. On May 31, 2007, *pro se* plaintiff Andrew Davis, Sr., commenced a civil action against the Removing Red Clay Defendants in the Superior Court of the State of Delaware, In and For New Castle County, C.A. No. 07C-05-356 JRJ.

2. On September 25, 2007, defendant Linda Thomas was properly served in this action. The Red Clay Defendants have filed this Notice of Removal within 30 days of notice to the first defendant.

3. In his complaint, plaintiff alleges that the Red Clay Defendants deprived him of his rights and privileges pursuant to 42 U.S.C. § 1981, 42 U.S.C. § 1983, 42

U.S.C. § 1986, and 42 U.S.C. § 2000c and 2000c-8. Plaintiff has not specified any claims arising from the laws of the State of Delaware.

4. This case may be removed to this Court pursuant to 28 U.S.C. § 1441(b) because the district courts of the United States have original jurisdiction over matters arising under the laws of the United States.

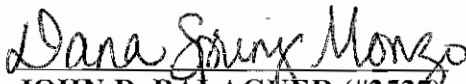
5. Filed concurrently herewith is an Appendix containing copies of all process and pleadings in the Action.

6. Pursuant to Local Rule 81.2, there are no pending matters which require judicial action. Upon transfer of this case to this Court, the Red Clay Defendants will answer the complaint or otherwise plead.

WHEREFORE, the Red Clay Defendants give notice that the action pending in the Superior Court of the State of Delaware, In and For New Castle County is removed to this Court.

Respectfully Submitted,

**WHITE AND WILLIAMS LLP**

  
**JOHN D. BALAGUER (#2537)**  
**DANA SPRING MONZO (#4605)**  
824 N. Market Street, Suite 902  
P.O. Box 709  
Wilmington, DE 19899-0709  
Attorneys for Red Clay Defendants

Dated: October 15, 2007

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

ANDREW DAVIS, SR.,

Plaintiff,

V.

CONSOLIDATED SCHOOL DISTRICT OF  
RED CLAY PERSONNEL: DEBORAH  
HOOPER, DIANE DUNMON, LINDA  
THOMAS, OF SHORTLIDGE ACADEMY

Defendants.

C. A. No. 07C-05-356 JRJ

## ORDER

Upon reviewing the Red Clay Defendants' Notice of Removal, *Andrew Davis Sr. v. Consolidated School District of Red Clay Personnel: Deborah Hooper, Diane Dunmon, Linda Thomas of Shortlidge Academy*, C.A. 07C-05-356 JRJ, is hereby removed to the United States District Court for the District of Delaware. The defendants have twenty days from the signing of this order to answer the Complaint or otherwise plead.

J.

Dated:

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

ANDREW DAVIS, SR.,

Plaintiff,

v.

CONSOLIDATED SCHOOL DISTRICT OF  
RED CLAY PERSONNEL: DEBORAH  
HOOPER, DIANE DUNMON, LINDA  
THOMAS, OF SHORTLIDGE ACADEMY

Defendants.

C. A. No. 07C-05-356 JRJ

**CERTIFICATE OF SERVICE**

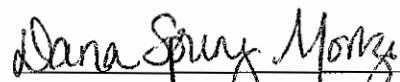
The undersigned hereby certifies that two copies of the foregoing Notice of Removal were served on this date by U.S. Mail, first-class, postage prepaid upon the following:

Andrew Davis, Sr.  
853 N. Madison Street  
Wilmington, DE 19801  
*Pro Se*

Superior Court  
Office of the Prothonotary  
New Castle County Court House  
500 N. King Street  
Lower Level 1, Suite 500  
Wilmington, DE 19801

Respectfully Submitted,

**WHITE AND WILLIAMS LLP**

  
**JOHN D. BALAGUER (#2537)**  
**DANA SPRING MONZO (#4605)**  
824 N. Market Street, Suite 902  
P.O. Box 709  
Wilmington, DE 19899-0709  
Attorneys for Red Clay Defendants

Dated: October 15, 2007

09/27/2007 09:51 FAX 315 288 4057 UTICA NATIONAL. MARO 004/009  
SEP-27-2007 10:36 PRATT INSURANCE INC 302 653 2370 P.004/009

SUMMONS

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE  
IN AND FOR NEW CASTLE COUNTY

Andrew Davis SR. Plaintiff.  
v.  
Consolidated School District of Red Clay Personnel;  
Deborah Hooper  
Diane Dunham  
Linda Thomas Defendant.

C.A. No. 07C-05-356 JRT  
SUMMONS

2007 SEP 16 3:11:16 PM  
NEW CASTLE COUNTY  
CLERK OF COURT

THE STATE OF DELAWARE,  
TO THE SHERIFF OF COUNTY: New Castle.  
YOU ARE COMMANDED:

To summon the above named defendant so that, within 20 days after service hereof upon defendant, exclusive of the day of service, defendant shall serve upon ~~affidavit~~ <sup>affidavit</sup> ~~plaintiff's attorney~~ <sup>plaintiff's attorney</sup> ~~Andrew Davis SR~~ whose address is ~~1000 West 1st Street~~ <sup>853 N. Madison St. Wilmington, DE 19801</sup>, an answer to the complaint (and, if the complaint contains a specific notation requiring the defendant to answer any or all allegations of the complaint by affidavit, an affidavit of defense).

To serve upon defendant a copy hereof and of the complaint.

Dated: 9/14/07

SHARON AGNEW  
Prothonotary  
Per Deputy

TO THE ABOVE NAMED DEFENDANT:

In case of your failure, within 20 days after service hereof upon you, exclusive of the day of service, to serve on plaintiff's attorney named above an answer to the complaint (and, if the complaint contains a specific notation requiring the defendant to answer any or all allegations of the complaint by affidavit, an affidavit of defense), judgment by default will be rendered against you for the relief demanded in the complaint.

SHARON AGNEW  
Prothonotary  
Per Deputy

Rev:02/002

09/27/2007 09:52 FAX 315 268 4057 UTICA NATIONAL  
 SEP-27-2007 10:36 PRATT INSURANCE INC → MARO  
 302 653 2370 005/009  
 P.005/009

## SUPERIOR COURT CIVIL CASE INFORMATION STATEMENT (CIS)

COUNTY: (N) K S CIVIL ACTION NUMBER: 07C-05-356 JET

Civil Case Code \_\_\_\_\_ Civil Case Type C.M.I.S.  
 (SEE REVERSE SIDE FOR CODE AND TYPE)

<p><b>Caption:</b></p> <p><u>Andrew DAVIS SR. VS.</u></p> <p><u>Deborah Hooper / Diane Dunmon /</u></p> <p><u>Linda Thomas of The Red Clay School</u></p> <p><u>District / Shortlidge academy.</u></p>	<p><b>Name and Status of Party filing document:</b></p> <p><u>Andrew Davis (Plaintiff)</u></p> <p><b>Document Type:</b> (E.G.; COMPLAINT; ANSWER WITH COUNTERCLAIM)</p> <p>Non-Arbitration _____ eFile _____              (CERTIFICATE OF VALUE MAY BE REQUIRED)</p> <p>Arbitration _____ Mediation _____ Neutral Assessment _____</p> <p><b>DEFENDANT (CIRCLE ONE) ACCEPT REJECT</b></p> <p>JURY DEMAND YES _____ NO _____</p> <p>TRACK ASSIGNMENT REQUESTED (CIRCLE ONE)</p> <p><b>EXPEDITED STANDARD COMPLEX</b></p>
<p><b>ATTORNEY NAME(S):</b></p> <p><u>Andrew Davis (Bose)</u></p> <p><b>ATTORNEY ID(S):</b></p> <p>_____</p> <p><b>FIRM NAME:</b></p> <p><u>853 N. Madison St. Wilmington, DE. 19801</u></p> <p><b>ADDRESS:</b></p> <p>_____</p> <p><b>TELEPHONE NUMBER:</b> <u>302 304 1975 or Message at 302 7435 715</u></p> <p><b>FAX NUMBER:</b></p> <p>_____</p> <p><b>E-MAIL ADDRESS:</b></p> <p>_____</p>	<p><b>IDENTIFY ANY RELATED CASES NOW PENDING IN THE SUPERIOR COURT BY CAPTION AND CIVIL ACTION NUMBER INCLUDING JUDGE'S INITIALS</b></p> <p>_____</p> <p><b>EXPLAIN THE RELATIONSHIP(S):</b></p> <p>_____</p> <p>_____</p> <p>_____</p> <p><b>OTHER UNUSUAL ISSUES THAT AFFECT CASE MANAGEMENT:</b></p> <p>_____</p> <p>_____</p> <p>_____</p> <p>(IF ADDITIONAL SPACE IS NEEDED, PLEASE ATTACH PAGE)</p>

FILED  
 PROTHONOTARY  
 2007 MAY 31 AM 11:54

THE PROTHONOTARY WILL NOT PROCESS THE COMPLAINT, ANSWER, OR FIRST RESPONSIVE PLEADING IN THIS MATTER FOR SERVICE UNTIL THE CASE INFORMATION STATEMENT (CIS) IS FILED. THE FAILURE TO FILE THE CIS AND HAVE THE PLEADING PROCESSED FOR SERVICE MAY RESULT IN THE DISMISSAL OF THE COMPLAINT OR MAY RESULT IN THE ANSWER OR FIRST RESPONSIVE PLEADING BEING STRICKEN.

COUNTY: (N) K S CIVIL ACTION NUMBER: \_\_\_\_\_

Civil Case Code \_\_\_\_\_ Civil Case Type C, MIS  
(SEE REVERSE SIDE FOR CODE AND TYPE)

<p>Caption:</p> <p><u>Andrew Davis Sr. VS.</u></p> <p><u>Deborah Hooper / Diane Dunmon /</u></p> <p><u>Linda Thomas of the Red Clay School</u></p> <p><u>District / Shortlidge academy.</u></p>	<p>Name and Status of Party filing document:</p> <p><u>Andrew Davis (Plaintiff)</u></p> <p>Document Type: (E.G.; COMPLAINT; ANSWER WITH COUNTERCLAIM)</p> <p>Non-Arbitration _____ eFile _____ (CERTIFICATE OF VALUE MAY BE REQUIRED)</p> <p>Arbitration _____ Mediation _____ Neutral Assessment _____</p> <p>DEFENDANT (CIRCLE ONE) <b>ACCEPT</b> <b>REJECT</b></p> <p>JURY DEMAND YES _____ NO _____</p> <p>TRACK ASSIGNMENT REQUESTED (CIRCLE ONE)</p> <p><b>EXPEDITED</b> <b>STANDARD</b> <b>COMPLEX</b></p>
<p>ATTORNEY NAME(S):</p> <p><u>Andrew Davis (Pro se)</u></p> <p>ATTORNEY ID(S):</p> <p>FIRM NAME:</p> <p><u>853 N. Madison St. Wilm, De. 19801</u></p> <p>ADDRESS:</p> <p>TELEPHONE NUMBER: <u>302 384 1975 or Message at</u> <u>302 7435 715</u></p> <p>FAX NUMBER:</p> <p>E-MAIL ADDRESS:</p>	<p>IDENTIFY ANY RELATED CASES NOW PENDING IN THE SUPERIOR COURT BY CAPTION AND CIVIL ACTION NUMBER INCLUDING JUDGE'S INITIALS</p> <p>EXPLAIN THE RELATIONSHIP(S):</p> <p>OTHER UNUSUAL ISSUES THAT AFFECT CASE MANAGEMENT:</p> <p>(If ADDITIONAL SPACE IS NEEDED, PLEASE ATTACH PAGE)</p>

THE PROTHONOTARY WILL NOT PROCESS THE COMPLAINT, ANSWER, OR FIRST RESPONSIVE PLEADING IN THIS MATTER FOR SERVICE UNTIL THE CASE INFORMATION STATEMENT (CIS) IS FILED. THE FAILURE TO FILE THE CIS AND HAVE THE PLEADING PROCESSED FOR SERVICE MAY RESULT IN THE DISMISSAL OF THE COMPLAINT OR MAY RESULT IN THE ANSWER OR FIRST RESPONSIVE PLEADING BEING STRICKEN.

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

FILED

DELAWARE

2007 MAY 31 AM 11:52

Andrew DAVIS sr.

IN AND FOR NEW CASTLE COUNTY

PRAECIPE

vs.

Civil Action No.

Consolidated School District of Red Clay

Deborah Hooper

4550 New Linden Hill Rd. Wilm, DE. 19808

Diane Dunmon

4550 New Linden Hill Rd. Wilm, DE. 19808

Linda Thomas

100 West 18<sup>th</sup> St. Wilm, DE. 19802

Please issue Please issue summons to the above listed <sup>(40)</sup> ~~plaintiffs~~ defendants  
at the above listed addresses.

Andrew Davis sr.

Plaintiff

Address 853 N. Madison St.

Wilm, DE. 19801

Phone 302 384 1975 / 302 7435 715 message

TO: Prothonotary



## Rev:02/2002

FILED  
PROTHONOTARY

2007 MAY 31 AM 11:52

Andrew DAVIS SR

VS

Consolidated school District of Red clay  
Personnel: Deborah Hopper / Diane Dunmon /  
LINDA Thomas of Shortlidge Academy.

CA #

Complaint

FILED  
PROTHONOTARY

Your Honor,

2007 MAY 31 AM 11:52

On 11/6/06 our son Akman Tavis was offensively touched, (in a sexual nature), by classmate Cory Pressing. Attempts to gain recourse thru school administration were blocked due to unprofessionalism of cover-ups.

Again our son was offensively touched by said peer on 11/16/06 & subsequent requests for a grievance conference at the district level were finally granted on 11/30/06 at Shorthidge Academy.

Unfortunately, this scheduled conference ended in the district verbally stating to us, (the parents), that they didn't view this as offensive touching although the police were involved.

Myself & my wife met w/ Principal Linda Thomas, D. Jernan, & D. Hooper, (of the district), at Shorthidge.

We cited them for not thoroughly investigating & handling said incident & requested due process. However, the district nor the Principal abided by the Grievance Procedures set forth in their own code of conduct; in that we were never afforded a written decision at the school or district level.

In any event, Cory Pressing has been moved 2 doors down the hall from his former class & is still in contact w/ our son.

Subsequent to filing claims w/ the school, the district, Police Dept., & the Atty. Generals office I began to experience retaliation in the form of provocation, harassment, & intimidation on the part of staff & administrators.

We are angered at the actions of the school & district who have deprived us of our rights & privileges pursuant to Section 42<sup>3</sup> 1983 & Section 42<sup>3</sup> 2006 c & 2006c-8, as they had knowledge of said incidents & patterns of discrimination & sexual harassment.

Pursuant to section 42<sup>3</sup> 1981 a, we have not been afforded the equal rights due to us under the law as they have violated state & federal law & trampled the constitutional rights of our family. As we have exhausted all other means w/in the school system to obtain recourse we now seek action in a suit of equity as these parties are liable under federal law.

Furthermore, I have gone to great lengths to communicate & document this retaliation & abuse of discretion only to be singled out, subjugated by non-existent policies, & physically confronted by staff.

In compliance w/ section 42<sup>3</sup> 1986, any number of persons guilty of this law may be joined as defendants in the action w/in one year of said act.

The district has maintained a position of passive concealment in allowing these acts of harassment & provocation to continue & escalate. We have further discriminated against by the schools attempts at usury to subjugate me to new rules & codes that are not w/in the code of conduct that I signed off on, which is a binding contract between parent & district.

With this complaint, I petition the court to bring charges against the defendants (herein), for civil rights violations as we seek the maximum damages of \$100,000. As we are unable to file electronically.

If the courts need to contact us, we reside at  
853 N. Madison St Wilmington, DE. 19801 3023841975 or  
3027435715.

Thank you for your time & consideration,  
MR. A. Davis SR.

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

<b>I. (a) PLAINTIFF(S)</b> Andrew Davis, Sr.		<b>DEFENDANT(S)</b> Consolidated School District of Red Clay Personnel: Deborah Hooper, Diane Dunmon, Linda Thomas	
<b>(b) County of Residence of First Listed Plaintiff</b> <u>New Castle</u> (EXCEPT IN U.S. PLAINTIFF CASES)		<b>County of Residence of First Listed Defendant</b> <u>New Castle</u> (IN U.S. PLAINTIFF CASES ONLY)	
<b>(c) Attorneys (Firm Name, Address, and Telephone Number)</b> Pro Se 853 N. Madison Street Wilmington, DE 19801 (302) 384-1975		<b>Attorneys (If Known)</b> John D. Balaguer, 2537 (302) 654-0424 Dana Spring Monzo, 4605 White and Williams LLP 824 N. Market Street, Suite 902 P.O. Box 709 Wilmington, DE 19899-0709	

<b>II. BASIS OF JURISDICTION</b> (Place an "X" in One Box Only)	<b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> (Place an "X" in One Box for Plaintiff and One Box for Defendant)																								
<input type="checkbox"/> 1 U.S. Government Plaintiff <input type="checkbox"/> 2 U.S. Government Defendant <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th></th> <th>PLF</th> <th>DEF</th> <th></th> <th>PLF</th> <th>DEF</th> </tr> </thead> <tbody> <tr> <td>Citizen of This State</td> <td><input type="checkbox"/> 1</td> <td><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business In This State</td> <td><input type="checkbox"/> 4</td> <td><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td><input type="checkbox"/> 2</td> <td><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business In Another State</td> <td><input type="checkbox"/> 5</td> <td><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td><input type="checkbox"/> 3</td> <td><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td><input type="checkbox"/> 6</td> <td><input type="checkbox"/> 6</td> </tr> </tbody> </table>		PLF	DEF		PLF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
	PLF	DEF		PLF	DEF																				
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																				

<b>IV. NATURE OF SUIT</b> (Place an "X" in One Box Only)					
<b>CONTRACT</b> <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury	<b>PERSONAL INJURY</b> <input type="checkbox"/> 362 Personal Injury - Med Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal <input type="checkbox"/> 385 Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<b>FORFEITURE/PENALTY</b> <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<b>BANKRUPTCY</b> <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark	<b>OTHER STATUTES</b> <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input checked="" type="checkbox"/> 440 Other Civil Rights	<b>PRISONER PETITIONS</b> <input type="checkbox"/> 510 Motions to Vacate Sentence <b>Habeas Corpus:</b> <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition	<b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))	<b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609

<b>V. ORIGIN</b> (Place an "X" in One Box Only)							
<input type="checkbox"/> 1 Original Proceeding	<input checked="" type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from Another District (specify)	<input type="checkbox"/> 6 Multidistrict Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judgment	

<b>VI. CAUSE OF ACTION</b>	Cite the U.S. Civil Statute under which you are filing: <u>28 U.S.C. §1441(b)</u> Brief description of cause: <u>Plaintiff claims federal law violations</u>
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<b>VII. REQUESTED IN COMPLAINT:</b>	<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DEMAND \$ <u>less than \$100,000</u> CHECK YES only if demanded in complaint: JURY DEMAND: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
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<b>VIII. RELATED CASE(S) IF ANY</b> <u>N/A</u>	(See instructions): JUDGE _____ DOCKET NUMBER _____
--	---

DATE <u>October 15, 2007</u>	SIGNATURE OF ATTORNEY OF RECORD <u>Dana Spring Monzo</u>
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FOR OFFICE USE ONLY			
RECEIPT # _____	AMOUNT _____	APPLYING IFP _____	JUDGE _____
		MAG. JUDGE _____	